IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

Bail Appl..No. 299 of 2007()

CR NO.51/06 of Kunnamangalam Excise Range
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: PETITIONER/ACCUSED

RAJESH, S/O. SREERU,
MELEPUTHIYOTTIL P.O., KARANTHUR.

BY ADV. SRI.V.G.ARUN
SRI.T.R.HARIKUMAR

RESPONDENT: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No.299 of 2007

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Dated this the 19th day of January, 2007.

ORDER

Petitioner, who is the sole accused in CR No.51 of 2006 of Kunnamangalam Excise Range for an offence punishable under Section 8(2) of Abkari Act for allegedly having been found in possession of 5 litres of illicit arrack on 26.12.2006, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in another crime involving similar offence.

3. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With this direction, this application is disposed of.

V.Ramkumar,

Judge.

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